

FILED

JUL 20 2009

**SECRETARY, BOARD OF
OIL, GAS & MINING**

**BEFORE THE BOARD OF OIL, GAS AND MINING
DEPARTMENT OF NATURAL RESOURCES
STATE OF UTAH**

IN THE MATTER OF THE REQUEST FOR
AGENCY ACTION OF HARVEST (US)
HOLDINGS, INC. FOR AN ORDER FORCE
POOLING THE INTERESTS OF CERTAIN
NON-CONSENTING OWNERS IN
CERTAIN 40-ACRE OR EQUIVALENT
DRILLING UNITS WITHIN SECTIONS 29
AND 20, T4S R2W, USM, DUCHESNE
COUNTY, UTAH.

MOTION TO CONTINUE HEARING

Docket No. 2009-005

Cause No.266-02

Harvest (US) Holdings, Inc. ("**Petitioner**"), through its attorneys, Snell & Wilmer L.L.P., and pursuant to Utah Code Annotated § 40-6-6, hereby moves the Board of Oil, Gas and Mining ("**Board**") to enter an order continuing its hearing in the above-captioned matter until the Board's regular hearing scheduled for August 29, 2009. Petitioner makes this request in order to allow 30 days additional time to negotiate with owners for their voluntary participation. Undersigned counsel has conferred with counsel for Newfield Production Company who concurs with this motion. A Proposed Order continuing the Hearing is attached.

Respectfully submitted this 17th day of July, 2009.

SNELL & WILMER L.L.P.


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Address of Petitioner:

Harvest (US) Holdings, Inc.
Attention: Gil S. Porter
1177 Enclave Parkway, Suite 300
Houston, TX 77077

CERTIFICATE OF SERVICE

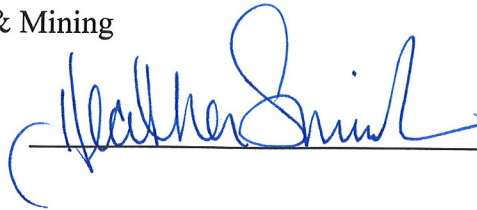
I hereby certify that a true and correct copy of the foregoing MOTION TO CONTINUE HEARING was sent via U.S. Mail, postage prepaid, this 20~~th~~ day of July, 2009, to the following:

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COUNTY, UTAH.

**[PROPOSED]
ORDER CONTINUING HEARING**

Docket No. 2009-005

Cause No.266-02

Having received the Motion of Harvest (US) Holdings, Inc. to continue the hearing in the above-captioned matter, and good cause appearing, the Board of Oil, Gas and Mining pursuant to Utah Administrative Code R641-106-700 hereby orders that the hearing in the above matter scheduled for July 29, 2009 is continued until the Board's Regular Hearing on August 26, 2009.

So Ordered.

UTAH BOARD OF OIL, GAS & MINING

Douglas E. Johnson
Chairman